SINGLE BENCH 1

(4)

cf 1802

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. (s) No. 476 /2007

PETITIONER : Makhanlal Thakur S/o Shri Baisakhu Ram Thakur Aged about 40 years. Post – Assistant – Teacher Govt. Primary School Badara Tola, Blok- Chhuria District Rajnandgaon (C.G.)

VERSUS

RESPONDENTS : 1: State of Chhattisgarh Through Secretary Department of Education Mantralaya, D.K.S. Bhawan, Raipur (C.G.)

2: District Education Officer, Chhuria, District Rajnandgaon (C.G.)

3: Block Education Officer Block – Chhuria District – Rajnandgaon (C.G.)

F.R. No. 5410 Dated 16/11/07 Presented by Shri R.K. Gupta

RECEIVED COPY 16/11/07 CLERK to A. G. BILASPUR

WRIT PETITION U/A 226/~~227~~ OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRITS IN THE NATURE OF MANDAMUS AND CERTIORARI AND FOR OTHER SUITABLE WRITS AND DIRECTIONS

The above named petitioner most humbly and respectfully begs to submit as under:-

HIGH COURT OF CHHATTISGARH AT BILASPUR

SINGLE BENCH : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (S.) NO. 464 OF 2007

Petitioner : Hemrai Kumbhkar

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 465 OF 2007

Petitioner : Siddharth Chaure

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 466 OF 2007

Petitioner : Panch Ram Sahu

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 467 OF 2007

Petitioner : Manharan Lal Pithaura

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 468 OF 2007

Petitioner : Yaggaya Datta Baghel

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 469 OF 2007

Petitioner : Shila Khaperday

versus

Respondents : State of Chhattisgarh and others

(25)

WRIT PETITION (S.) NO. 470 OF 2007

Petitioner : Radhey Kishun Patel

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 471 OF 2007

Petitioner : Mangan Lal

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 472 OF 2007

Petitioner : Dhal Singh Sonwani

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 473 OF 2007

Petitioner : Onkar Lal Sonboir

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 474 OF 2007

Petitioner : Shiv Kumar Sharma

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 475 OF 2007

Petitioner : Rajendra Kumar Sagar

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 476 OF 2007

Petitioner : Makhanlal Thakur

versus

Respondents : State of Chhattisgarh and others

(26)

WRIT PETITION (S.) NO. 477 OF 2007

Petitioner : Fool Chand Kamleshwar

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 478 OF 2007

Petitioner : Rajendra Kumar Dewangan

versus

Respondents : State of Chhattisgarh and others

And

WRIT PETITION (S.) NO. 479 OF 2007

Petitioner : Jayant Kumar Shendey

versus

Respondents : State of Chhattisgarh and others

Present : Mr. R.K. Jaiswal, Advocate for the petitioners.
Mr. Sushil Dubey, Government Advocate for the State/respondents.

ORDER

(Passed on 24th Day of January, 2007)

1. Learned counsel appearing for the petitioners as well as learned Government Advocate appearing for the State/respondents jointly submit that the facts and question of law involved in the present batch of writ petitions are squarely covered by the decision of this Court in the case of ***Yashwant Kumar Bharadwaj*** vs. ***Municipal Corporation, Durg and another***[1] .

2. In subsequent cases, i.e., Writ Petition (S.) No.4130 of 2005 (***Gopesh Kumar Verma*** vs. ***The State Govt. of Chhattisgarh and another***) and other connected matters, decided by this

(27)

Court on 15-12-2006, pursuant to the memo dated 28-1-1995, issued by the Secretary, Board of Secondary Education, Bhopal and the prospectus of Diploma in Education Examination, it was clarified that the nomenclature of the Basic Training Institute, i.e., B.T.I. has been changed and renamed as Diploma in Education, i.e., D.Ed. Accordingly, the D.Ed. Certificate holders are also covered by the decision in Writ Petition (S.) No.4130 of 2005 (*Gopesh Kumar Verma* vs. *The State Govt. of Chhattisgarh and another*) (Supra).

3. For the aforementioned reasons, the writ petitions are disposed of in terms of the decision of this Court in the matter of *Yashwant Kumar Bharadwaj* (Supra), subject to verification of the fact as to whether the petitioners have acquired B.T.I./D.Ed. Certificates at their own expenses as per the circulars dated 24-12-1998 and 1-3-1999 and further whether they have been paid two advance increments or not. No order as to costs.

4. A copy of this order be placed on the record of the connected writ petitions.

Sd/-
Satish K. Agnihotri
Judge

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1 2006 (II) MPJR-CG 96

Thakur